

UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF MICHIGAN

T.M.,

Plaintiff,

v.

MICHIGAN DEPARTMENT OF
EDUCATION,

Defendant.

No. 1:23-cv-00762-PLM-RSK

HON. PAUL L. MALONEY

MAG. RAY KENT

**DEFENDANT MICHIGAN
DEPARTMENT OF EDUCATION'S
MOTION TO DISMISS**

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**DEFENDANT MICHIGAN DEPARTMENT OF EDUCATION'S
MOTION TO DISMISS**

Pursuant to Fed. R. Civ. P. 12(b)(1) and 12(b)(6), Defendant Michigan

Department of Education (MDE) moves this Court to dismiss the Complaint in this

matter, (Complaint; ECF No. 1; PageID.1-24), for the reasons more fully set forth in the accompanying Brief in Support.

Pursuant to L.R. 7.1, on November 13, 2023, counsel for MDE contacted counsel for Plaintiff and explained the nature of and grounds for this motion. However, counsel for Plaintiff does not concur to the relief sought, thereby necessitating this motion.

Respectfully submitted,

/s/ Kathleen A. Halloran
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Dated: November 17, 2023

CERTIFICATE OF SERVICE

I hereby certify that on November 17, 2023, I electronically filed the above document(s) with the Clerk of the Court using the ECF System, which will provide electronic copies to counsel of record.

/s/ Kathleen A. Halloran
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